

November 7, 2023

Hon. Thomas J. McAvoy
Senior U.S. District Judge
Federal Building and U.S. Courthouse
15 Henry Street
Binghamton, New York 13901

Re: United States v. Jacob Delaney 1:20-CR-335 (TJM)



Dear Judge McAvoy:

This letter is respectfully submitted as a request that the search warrant case (1:19-MJ-830-DJS) in the above-referenced criminal matter be unsealed. Although I found several documents in this case have been unsealed, including the search warrant application with the affidavit, I'm wondering if the continued sealing of the search warrant case is possibly an oversight. As an American-born citizen, and a member of the public, I have standing to request the unsealing of these documents due to a direct interest in the integrity of public records and proceedings. On behalf of the American public, which has a constitutional "right of access to criminal proceedings and documents filed therein," CBS, Inc. v. U.S. Dist. Court, 765 F.2d 823,825 (9th Circuit, 1985), I would like to ask that all the judicial records in the search warrant case 1:19-MJ-830-DJS be made available to me.

I am currently researching cases of this nature and have found several that are unsealed:

Case #	District
5:20-mj-00044	Northern District of Florida
1:20-MJ-00481	Western District of Michigan

2:20-mj-00143-kjd	District of Vermont
4:20-mj-03301	Eastern District of Missouri
1:20-MJ-00255	District of Maine
1:20-mj-00243-LPA	Middle District of North Carolina
1:21-mj-00148, 1:21-MJ-00146	District of New Hampshire
4:20-mj-05049	Eastern District of Missouri
4:20-mj-07161	Eastern District of Missouri
4:20-mj-08007	Eastern District of Missouri
4:20-mj-08005	Eastern District of Missouri
1:20-mj-236	Middle District of North Carolina
1:20-mj-244	Middle District of North Carolina

I've read your local rules for the Northern District of New York which require that a motion be filed every 180 days in order to keep a case sealed. I didn't find that such motion had been filed. Much of the information contained in these documents is already in the public eye, as referenced in the cases above. Courts nationwide acknowledge a general right for the public to inspect and copy public records, including judicial records and documents. There is no compelling reason to continue sealing the magistrate search warrant case or its documents. If there are any fees or formal procedures required to process this request, please inform me so I can promptly comply with them.

Respectfully Submitted,


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